OIPE IAP57 MAR 29 2006 PATENT & TRADEMARK OFFICE

PATENT

Attorney's Docket No. BSA 03-14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	**David J. Schlyer, et al.**	Confirmation No.:	**9848**
Serial No.:	**10/687,797**	Group Art Unit:	**2884**
Filed:	**October 16, 2003**	Examiner:	**Christine Sung**
For:	**COMPACT CONSCIOUS ANIMAL POSITRON EMISSION TOMOGRAPHY SCANNER**		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER
TO OBVIATE A DOUBLE PATENTING REJECTION (37 CFR 1.321(c))

1. Identification of Person Making this Disclaimer (Disclaimant)

I, Margaret C. Bogosian

represent that I am

[ ] an inventor of this invention.
[ ] an assignee of this invention.
[ ] a representative authorized to sign on behalf of the asignee identified below.
[X] an attorney of record for this invention.

2. Identity of Assignee

The assignee of this invention is: Brookhaven Science Associates, having an address at: PO Box 5000, Upton, NY 11973.

3. Extent of Disclaimant's Interest

The extent of the interest in this invention that the disclaimant owns or represents is in:
[x] the whole of the invention.
[ ] a sectional interest in this invention, as follows:

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4. Recordation of Assignment in USPTO

[x] The assignments of the above-identified interest were recorded in the USPTO on 06/04/2004, at
Reel 015413;
Frame 0627.

[ ] Authorization for recordation of an assignment of the above-identified interest is attached hereto, together with a separate assignment document cover sheet (Form PTO 1595).

5. Establishing Right of Assignee to Take Action

[ ] Attached is a Certificate Under 37 CFR 3.73(b) establishing the right of the assignee to take action in this case.

6. Disclaimer

The terminal part of the statutory term of any patent granted on the present application identified above, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of:

[X] Any patent granted on Application Serial No **10/688,577**, and
[X] Any patent granted on Application Serial No **10/687,797.**

is hereby disclaimed, except as provided below, and it is agred that any patent so granted on the present application shall be enforceable only for, and during, such period that the legal title to the patent granted on the present application shall be the same as the legal title to the specified patent, this agreement to run with any patent granted on the present application and to be binding upon the grantee, its successors, and assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the present application that would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the patent specified herein in the event that the latter patent later: expires for failure to pay a maintenance fee, is held unenforceable is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or is terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued in any matter, or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title identified above.

7. Fee status

A fee is due under 37 CFR 1.20(d):

[ ] Other than a small entity--fee $110.00.
[X] Small entity--fee $65.00.

8. Fee Payment

[ ] Attached is a check in the sum of $_____.

[X] Charge Account No. **02-3977** the sum of $ 65.00 .
A duplicate of this transmittal is attached.

Please charge Deposit Account**02-3977** for any deficiency, or credit same for any overpayment.

9. Declaration

[ ] As I am not a person registered to practice before the Office, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 3/22/06

Signature of Attorney of Record
Margaret C. Bogosian
Registration No. 25,324

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